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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

THE STATE OF CALIFORNIA et al.,
Plaintiffs,
v.
INFINEON TECHNOLOGIES AG et al.,
Defendants.

Case No. C 06-4333 PJH
Related to MDL No. 1486

(Proposed) Order Granting Motion for
the Certification of California and New
Mexico Governmental Entity Classes

1 The motion of Plaintiffs the State of California, the City and County of San Francisco,
2 the County of Santa Clara, and the Los Angeles Unified School District for an order
3 certifying a class of governmental entities within the State of California, and the motion of
4 Plaintiffs the State of New Mexico and the County of Sandoval for an order certifying a class
5 of governmental entities within the State of New Mexico, came before this Court for hearing
6 on March 12, 2008. Having considered the papers filed in favor of and against these
7 motions, and the oral arguments of counsel, the Court finds that these proposed classes meet
8 all of the applicable requirements of Federal Rule of Civil Procedure 23 and hereby
9 GRANTS these motions.

10 The Court certifies the following class to be represented by Plaintiffs the State of
11 California, the City and County of San Francisco, the County of Santa Clara, and the Los
12 Angeles Unified School District:

13 a class of all public entities within the State of California other than the federal
14 government, including the University of California, the State Bar of California,
15 county governments, municipal governments, public school systems (including
16 elementary school districts, high school districts, and community college districts but
17 excluding charter schools), special district governments independent of the county and
18 city governments, and statutorily-established fair associations.

19 The Court certifies the following class to be represented by Plaintiffs the State of New
20 Mexico and the County of Sandoval:

21 a class of all public entities within the State of New Mexico other than the federal
22 government, including county governments, municipal governments, public school
23 systems, state-operated colleges and universities, and special district governments.

24 The Court further appoints the California Attorney General's Office, and in particular
25 Emilio Varanini, and Spiegel Liao & Kagay, and in particular Michael Spiegel, Charles
26 Kagay, and Wayne Liao, to be Class Counsel on behalf of the California class.

27 The Court further appoints the New Mexico Attorney General's Office, and in

1 particular Deyonna Young, to be Class Counsel on behalf of the New Mexico class.

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4 **IT IS SO ORDERED:**

5 Date:

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Hon. Phyllis J. Hamilton
United States District Court Judge
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